

. PTO/SB/25 (09-06)
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Docket Number (Optional)

10040506-1

1081333

In re Application of: PECK, BILL JAMES

Check either box 1 or 2 below, if appropriate.

Application No.: 10/813,337 Filed: March 29, 2004

For: METHODS FOR IN SITU GENERATION OF NUCLEIC ACID ARRAYS

The owner*, AGILENT TECHNOLOGIES, INC., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/813,467, filed on 3/29/2004, Application Number 11/234,701, filed on 9/23/2005, Application Number 10/813,331, filed on 3/29/2004 and Application Number 11/082,006, filed on 3/15/2005 as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an attorney or agent of record. Reg. No. 37,620

July 11, 2007

Signature

Bret E. Field

Typed or printed name

(650) 833-7770

Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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